

Application Serial No. 10/003,463
Amendment After Final dated 10 March 2010
Reply to Office Action dated 10 December 2009

REMARKS

Amendments

Claim 1 has been amended to specify a pharmaceutical composition rather than a vaccine composition as suggested by the Examiner.

Claims 12-13 directed to a non-elected invention have been canceled without prejudice to filing in a divisional application.

Applicants submit that the above amendments do not add any new matter, and their entry is requested.

Oath

Applicants submit concurrently herewith a suitable Declaration and an Application Data Sheet.

Rejection Under 35 U.S.C. § 112, first paragraph

The Examiner has rejected claims 1, 3-11 and 27-29 under 35 U.S.C. § 112, first paragraph for lack of enablement resulting from use of the phrase “vaccine.” The Examiner suggested that deleting “vaccine” and reciting “pharmaceutical” would obviate this rejection. Applicants have amended claim 1 as suggested by the Examiner.

In view of the above amendments and remarks, Applicants submit that the claimed subject matter is enabled. Withdrawal of this rejection is requested.

Concluding Remarks

In view of the above amendments and remarks, it is believed that the present claims satisfy the provisions of the patent statutes and are patentable over the cited prior art. Reconsideration of

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the application and early notice of allowance are requested. The Examiner is invited to telephone the undersigned to expedite the prosecution of the application.

Respectfully submitted,

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